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5 Attorneys for Plaintiffs

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 ALJOSHUA RULLAN, an individual, and  
CHERYL RULLAN, an individual,

9 Plaintiffs,

10 vs.

11 JONG MIN RHEE (aka JOHN LUSO);  
12 LUSO AUTO, LLC, a Nevada limited  
liability company, dba LUSO AUTO SPA &  
13 DESIGN and LUSO AUTO DESIGN;  
DOES I through X, inclusive; and ROE  
14 CORPORATIONS I through X, inclusive,

15 Defendants.

Case Number:  
2:22-cv-00597-APG-BNW

**STIPULATED DISCOVERY PLAN AND  
SCHEDULING ORDER**

16 ☒ **SUBMITTED IN COMPLIANCE WITH LR 26-1(b)**

17 - or -

18 ☐ **SPECIAL SCHEDULING REVIEW REQUESTED**

19 Plans requesting special scheduling review shall include, in addition to the  
information required by Fed. R. Civ. P. 26(f) and LR 26-1(b), a statement of  
20 the reasons why longer or different time periods should apply to the case or, in  
cases in which the parties disagree as to the form or contents of the discovery  
21 plan, a statement of each party's position on each point in dispute.

22 **I.**

**PRIOR PROCEEDINGS**

23 **A. DATE OF FILING OF ANSWER BY FIRST ANSWERING  
DEFENDANT:**

24 May 26, 2022

25 **B. DATE THE FED. R. CIV. P. 26(f) CONFERENCE WAS HELD:**

26 June 9, 2022  
27  
28

**II.  
DISCOVERY PLAN:**

**A. NUMBER OF DAYS REQUIRED FOR DISCOVERY:**

**1. Plaintiff's view:**

180 days

**2. Defendant's view:**

180 days

**B. WHAT CHANGES, IF ANY, SHOULD BE MADE IN TIMING, FORM OR REQUIREMENTS FOR DISCLOSURES UNDER 26(a):**

**1. Plaintiff's view:**

None at this time.

**2. Defendant's view:**

None at this time.

**C. WHEN INITIAL DISCLOSURES WERE MADE OR WILL BE MADE:**

1. Plaintiff's disclosures: June 23, 2022  
enter calendar date

2. Defendant's disclosures: June 23, 2022  
enter calendar date

**D. SUBJECTS ON WHICH DISCOVERY MAY BE NEEDED:**

**1. Plaintiff's view:**

Liability and damages.

**2. Defendant's view:**

Liability and damages.

**E. SHOULD DISCOVERY BE CONDUCTED IN PHASES OR LIMITED TO OR FOCUSED UPON PARTICULAR ISSUES?**

**1. Plaintiff's view:**

Not at this time.

**2. Defendant's view:**

Not at this time.

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1       **F.       STATE ANY ISSUES ABOUT DISCLOSURE OR DISCOVERY OF**  
2       **ELECTRONICALLY STORED INFORMATION, INCLUDING THE**  
3       **FORM OR FORMS IN WHICH IT SHOULD BE PRODUCED.**

4               **1.       Plaintiff's view:**

5               Consistent with rules of procedure unless requested or agreed  
6               otherwise.

7               **2.       Defendant's view:**

8               Consistent with rules of procedure unless requested or agreed  
9               otherwise.

10       **G.       STATE ANY ISSUES ABOUT CLAIMS OF PRIVILEGE OR OF**  
11       **PROTECTION AS TRIAL-PREPARATION MATERIALS,**  
12       **INCLUDING—IF THE PARTIES AGREE ON A PROCEDURE TO**  
13       **ASSERT THESE CLAIMS AFTER PRODUCTION—WHETHER TO**  
14       **ASK THE COURT TO INCLUDE THEIR AGREEMENT IN AN**  
15       **ORDER.**

16               **1.       Plaintiff's view:**

17               Not at this time.

18               **2.       Defendant's view:**

19               Not at this time.

20       **H.       WHAT CHANGES, IF ANY, SHOULD BE MADE IN LIMITATIONS**  
21       **ON DISCOVERY IMPOSED UNDER THESE RULES AND WHAT, IF**  
22       **ANY, OTHER LIMITATIONS SHOULD BE IMPOSED?**

23               **1.       Plaintiff's view:**

24               None at this time.

25               **2.       Defendant's view:**

26               None at this time.

27       **I.       WHAT, IF ANY, OTHER ORDERS SHOULD BE ENTERED BY THE**  
28       **COURT UNDER RULE 26(c) OR RULE 16(b) AND (c)?**

1               **1.       Plaintiff's view:**

2               None at this time.

3               **2.       Defendant's view:**

4               None at this time.

**III.**  
**DISCOVERY AND MOTION DATES:**

**A. DATES AGREED BY THE PARTIES:**

1. Close of discovery: November 22, 2022  
enter calendar date  
(Discovery periods longer than 180 days from the date the first defendant answers or appears will require special scheduling review)
2. Final date to file motions to amend pleadings or add parties (without a further court order): August 24, 2022  
enter calendar date  
(Not later than 90 days before close of discovery)
3. Final dates for expert disclosures:
  - (a) Initial disclosure: September 23, 2022  
enter calendar date  
(Not later than 60 days before close of discovery)
  - (b) Rebuttal disclosures: October 21, 2022  
enter calendar date  
(Not later than 30 days after initial disclosure of experts)
4. Final date to file dispositive motions: December 22, 2022  
enter calendar date  
(Not later than 30 days after discovery cut-off date)
5. Joint Pretrial Order: January 20, 2023  
enter calendar date  
(Not later than 30 days after date set for dispositive motions)

**B. IF APPLICABLE, STATEMENT OF THE REASONS WHY LONGER OR DIFFERENT TIME PERIODS SHOULD APPLY TO THE CASE OR, IN CASES IN WHICH THE PARTIES DISAGREE AS TO THE FORM OR CONTENTS OF THE DISCOVERY PLAN, A STATEMENT OF EACH PARTY'S POSITION ON EACH POINT IN DISPUTE:**

**1. Plaintiff's view:**

Not applicable.

**2. Defendant's view:**

Not applicable.

**C. ALTERNATIVE DISPUTE RESOLUTION:**

The undersigned certify that they met and conferred about the possibility of using alternative dispute-resolution processes.

**D. ALTERNATIVE FORMS OF CASE DISPOSITION:**

The undersigned certify that they considered consent to trial by magistrate judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73 and the use of the Short Trial Program.

**E. ELECTRONIC EVIDENCE:**

☐ A jury trial has not been demanded.

☒ A jury trial has been demanded and the undersigned certify that they discussed whether the parties intend to present evidence in electronic format to jurors for the purposes of jury deliberations, and the following stipulations were reached regarding providing discovery in an electronic format compatible with the court's electronic jury evidence display system: None at this time.

Dated this 9<sup>th</sup> day of June, 2022Dated this 9<sup>th</sup> day of June, 2022

MARQUIS AURBACH

HAWKINS MELENDREZ, P.C.

By: /s/ Tye S. HanseenBy: /s/ Martin I. Melendez

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**ORDER**

IT IS ORDERED that ECF No. 17 is GRANTED.

IT IS FURTHER ORDERED that the proposed Joint Pretrial Order is due 30 days after dispositive motions, if filed, are ruled on.

IT IS SO ORDERED  
DATED: 4:05 pm, June 10, 2022

  
BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE